

**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
Dallas Division**

CHARLENE CARTER,

**Plaintiff,**

V.

**SOUTHWEST AIRLINES CO., AND  
TRANSPORT WORKERS UNION OF  
AMERICA,  
LOCAL 556,**

## Defendants.

**Civil Case No. 3:17-cv-02278-X**

**DEFENDANT SOUTHWEST AIRLINES CO.'S OBJECTIONS TO CHARLENE  
CARTER'S DEPOSITION DESIGNATIONS FOR MELISSA BURDINE**

Defendant Southwest Airlines Co. (“Southwest”) hereby makes the following objections to Charlene Carter’s (“Carter”) deposition designations for Melissa Burdine (“Burdine”):

Melissa Burdine Deposition Designations and Objections		
Designation	Objectionable Excerpt	Objections
20:14-15	20:14-15	1. Burdine's opinion regarding as to whether Carter engaged in unlawful conduct is irrelevant to the issues in this case.
20:19-21:1	20:19-21:1	
21:4-22:17	21:4-22:17	2. Burdine was not involved in the decision to terminate Carter's employment and thus her opinion regarding the legality of Carter's conduct is irrelevant to this case.
22:20-20:24	22:20-20:24	3. Burdine's opinion regarding whether Carter engaged in unlawful conduct is speculative and an improper topic for lay witness testimony.

Melissa Burdine Deposition Designations and Objections		
Designation	Objectionable Excerpt	Objections
31:22-32:25	31:22-32:17	<p>1. The cited testimony consists counsel's recitation of the terms of the referenced exhibit (Last Chance Agreement), which speaks for itself.</p>
35:12-19	35:12-19	<p>1. The cited portion of the transcript regarding the Last Chance Agreement is incomplete and improperly omits relevant testimony (<i>see</i> 35:20-36:4).</p> <p>2. Testimony regarding whether unspecified employees who engaged in unspecified misconduct during an unspecified time period received back pay in connection with a Last Chance Agreement is inadmissible and irrelevant. Indeed, the Court's motion in limine order properly excludes evidence related to Southwest's treatment of other employees. Dkt. No. 292 at 20-22.</p>

Dated: July 5, 2022

Respectfully submitted,

/s/ Paulo B. McKeeby

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**ATTORNEYS FOR DEFENDANT  
SOUTHWEST AIRLINES CO.**

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the above and foregoing document has been filed via the Court's ECF system and all counsel of record have been served on this 5<sup>th</sup> day of July, 2022.

/s/ Paulo B. McKeeby

Paulo B. McKeeby